



UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

THE GLORIA LAW GROUP, P.C.
241 Hudson Street
Hackensack, New Jersey 07601
(201) 342-0406
Attorneys for Defendant
Laura S. Munzer, Esq. (LM 1647)

In Re:

NICHOLAS JOHN ALTIERI,

Debtors.

MARK AND SHONA HOLDEN,
Plaintiffs,

- against -

NICK ALTIERI,

Defendant.

Case No.: 11-12819-DHS

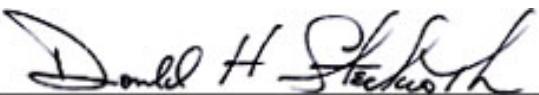
Chapter 7

Adv. Pro. No. 11-1196

**ORDER GRANTING DEFENDANT'S MOTION TO DISMISS
PLAINTIFFS' COMPLAINT WITH PREJUDICE, PURSUANT TO
FEDERAL RULE OF CIVIL PROCEDURE 12(b)(6) FOR FAILURE TO
STATE A CLAIM**

The relief specified in the paragraph numbered "1" on the page annexed as Page "2" be and
is hereby granted.

DATED: 09/20/2011


Honorable Donald H. Steckroth
United States Bankruptcy Judge

CASE: NICHOLAS JOHN ALTIERI, Debtor
CASE NO. 11-12819-DHS
ADVERSARY: Holden, et al. v. Altieri, 11-1196 (DHS)
CAPTION: **ORDER GRANTING DEFENDANT'S MOTION TO DISMISS PLAINTIFFS' COMPLAINT WITH PREJUDICE, PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(b)(6) FOR FAILURE TO STATE A CLAIM**
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Application having been made pursuant to Federal Rule of Civil Procedure 12(b)(6) and 9(b), made applicable to this proceeding by way of Federal Rules of Bankruptcy 7012 and 7009, for entry of an Order dismissing with prejudice the Complaint of the Plaintiffs Mark and Shona Holden, for entry an order dismissing the Plaintiffs' Complaint with Prejudice; and the Court having considered the matter; the arguments and submissions of counsel; and for good cause shown:

1. IT IS HEREBY ORDERED that the defendant's application is granted and the Plaintiffs' Complaint be and is hereby dismissed with prejudice.